

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

**ASHEVILLE DIVISION**

JANE ROE,	)	
	)	
<i>Plaintiff,</i>	)	
	)	
v.	)	Civil No. 1:20-cv-00066-WGY
	)	
UNITED STATES OF AMERICA, <i>et al.</i> ,	)	
	)	
<i>Defendants.</i>	)	
	)	
	)	
	)	

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**PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT  
AGAINST THE OFFICIAL CAPACITY AND ENTITY DEFENDANTS**

Plaintiff Jane Roe (“Roe”), by and through her attorney, hereby moves for partial summary judgment on the issue of liability against the official capacity and entity defendants pursuant to Rule 56 of the Federal Rules of Civil Procedure and Local Rule 7.1. Roe further requests that the Court set an equitable hearing to determine appropriate remedies.

This motion is brought on the grounds that there is no genuine question as to any material fact and judgment should be entered in Roe’s favor as a matter of law because defendants violated her rights to equal protection and due process. Roe’s motion is based on the accompanying memorandum of law, which is being filed contemporaneously herewith and is incorporated herein by reference pursuant to Fed. R. Civ. P. 10(c), the declaration of Jane Roe (filed herewith), the declaration of Plaintiff’s Counsel (filed herewith), the pleadings and papers on file herein, and such other argument as may be presented to the Court.

This the 17th day of August, 2020.

Respectfully Submitted,

/s/ Cooper Strickland  
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Counsel for Plaintiff

### **CERTIFICATE OF SERVICE**

I hereby certify that on the 17th day of August, 2020, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

Gill P. Beck at Gill.Beck@usdoj.gov

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